

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

An Independent Agency of the Executive Branch

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BOARD MEMBERS:
James Albert, Chair
Gerald Sullivan
John Walsh
Patricia Harper
Saima Zafar
Carole Tillotson

May 3, 2010

Darren White
1015 Rockdale Rd.
Dubuque, IA 52003

CIVIL PENALTY ASSESSMENT ORDER

Name of Committee: White for State Rep. Dist. 28
Report Due Date: January 19, 2010
Date Report Filed: Not Filed
Amount of Penalty: \$200.00
Rule Imposing Penalty: 351—4.59(3)
Waiver Request Filed: no

Your Committee is hereby directed to pay the State of Iowa an automatically assessed civil penalty for the late filing of the report as set out above. Payment shall be made by check or money order made payable to the "State of Iowa" and submitted to the Board's office.

As provided in rule 351—4.60, if a person believes that there are mitigating circumstances that prevented timely filing, the person may make a written request to the board for waiver of the penalty by filing a Petition for Waiver of Civil Penalty form (form enclosed). The Petition shall set out and outline the circumstances that the committee believes justifies a waiver. A person seeking a waiver must submit the request to the board within 30 days of receiving a civil penalty assessment order. Waivers may be granted only under exceptional or very unusual circumstances. The board will review the request and issue a waiver or denial of the request.

If the waiver is denied or partially waived, pursuant to rule 351—4.61(1) a committee may accept resolution of this matter by paying the assessed penalty or may request a contested case proceeding. Such a request must be filed within 30 days of service of the notice of denial or partial waiver. The failure to request a contested case proceeding is a failure to exhaust administrative remedies for purposes of judicial review of an agency action.

BY DIRECTION OF THE BOARD

James Albert, Chair
Gerald Sullivan
Betsy Roe
John Walsh
Patricia Harper
Saima Zafar